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PATENT #73

S/N 09/785,512

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: YARON Examiner: S. AN
Serial No.: 09/785,512 Group Art Unit: 2613
Filed: FEBRUARY 16, 2001 Docket No.: 12808.13USI1
Title: CAPSULE

10-30-03
PZ.

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 21, 2003.

By: Kate G
Name: KATE GARDNER

NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

RECEIVED

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

OCT 29 2003

Technology Center 2600

Sir:

In accordance with 37 C.F.R. § 1.191, Applicants hereby appeal to the Board of Patent Appeals and Interferences from the final rejection of claims 1-19, 22-50, 52, 71, and 72 of the above-identified application, as set forth in the Office Action mailed May 2, 2003. Claims 20, 21, 51, and 53-70 are allowed.

Our check in the amount of \$165.00 is enclosed to cover the required fee for filing this Notice of Appeal as set forth under 37 C.F.R. § 1.17(b).

Also enclosed is a Petition for three-month extension of time to respond to the final rejection, thereby extending said period of response from August 2, 2003 to November 2, 2003. Our check in the amount of \$475.00 is enclosed to cover the required extension fee for small entity.

Please charge any additional fees or credit any overpayment to Merchant & Gould P.C.,

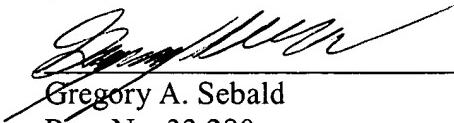
Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 332-5300

Date:

10/21/03



Gregory A. Sebald
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PATENT TRADEMARK OFFICE